

HEWLETT-PACKARD COMPANY  
Intellectual Property Administration  
P. O. Box 272400  
Fort Collins, Colorado 80527-2400

ATTORNEY DOCKET NO. 200304950-2

15992 U.S. PTO



021304

IN THE  
U.S. PATENT AND TRADEMARK OFFICE

Anticipated Classification of this application:

Class \_\_\_\_\_ Subclass \_\_\_\_\_

Prior application:

Examiner: Charles A. HarknessArt Unit: 2183

Commissioner For Patents  
PO Box 1450  
Alexandria, VA 22313-1450

I hereby certify that this is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on 2/13/04 and is addressed to the Commissioner for Patents, Alexandria, VA 22313-1450

"Express Mail" label no. EV214952660USTyped Name: Margaret A. NorcuttSignature: Margaret A. Norcutt

031356 U.S. PTO  
10/779503



021304

REQUEST FOR A CONTINUING APPLICATION UNDER 37 CFR 1.53(b)

Sir:

This is a request for filing a continuing application under 37 CFR 1.53(b) a

- (X) continuation application of:  
( ) divisional application of:

Pending Prior ApplicationApplication No. 09/495,190 filed 01/31/00

Title METHOD AND APPARATUS FOR DETERMINING AVAILABILITY OF A QUEUE WHICH ALLOWS  
RANDOM INSERTION

Name of applicant(s) David Arthur James Webb, Jr., James Keller and Derrick R. MeyerCopy of Application

- ( ) Enclosed is a copy of the prior application, including the drawings.  
(X) Enclosed is a new specification, including new drawings.

Oath or Declaration

- (X) Enclosed is a copy of the prior Declaration (37 CFR 1.63(d)).  
( ) Enclosed is a newly executed Declaration (original or copy).

Foreign Priority - 35 USC 119

- ( ) Foreign priority under 35 U.S.C. 119 has been claimed in prior Application No. \_\_\_\_\_  
filed on \_\_\_\_\_ in \_\_\_\_\_  
( ) The certified copy has been filed in prior Application No. \_\_\_\_\_  
filed \_\_\_\_\_  
( ) A separate paper claiming direct priority to a foreign application is enclosed herewith. A certified copy of the foreign application will be provided in due course.

Relat Back - 35 USC 120

Cross Reference To Related Application(s):

This is a (X) continuation ( ) divisional  
of copending application number 09/495,190 filed on 01/31/00  
which is hereby incorporated by reference herein.

Inventorship Statement

- ( ) Delete the following named individuals as inventors in this application in accordance with 37 CFR 1.53(b) as a result of a change in the claimed subject matter:

Appointment of Associate Attorney

- ( ) Recognize as Associate Attorney or Agent \_\_\_\_\_  
Registration No. \_\_\_\_\_  
( ) authorization is hereby granted by signature below of the Attorney or Agent of record  
( ) the Associate Attorney or Agent may not have the authority to appoint other Attorneys or Agents

Communications

(X) Address all future communications to:

Direct telephone calls to:

HEWLETT-PACKARD COMPANY  
Intellectual Property Administration  
P. O. Box 272400  
Fort Collins, Colorado 80527-2400

John C. Moran  
(970) 898-7010

Other Amendments

- ( ) Enter the enclosed Preliminary Amendment. The filing fee is calculated on the basis of the amended claims.

Fee Calculation

(X) The filing fee is calculated below for (X) Utility ( ) Design

CLAIMS AS FILED BY OTHER THAN A SMALL ENTITY				
(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) TOTALS
TOTAL CLAIMS	19 — 20	0	X \$18	\$ 0
INDEPENDENT CLAIMS	2 — 3	0	X \$86	\$ 0
ANY MULTIPLE DEPENDENT CLAIMS	0		\$290	\$ 0
BASIC FEE: Design ( \$340.00 ); Utility ( \$770.00 )				\$ 770
TOTAL FILING FEE				\$ 770
TOTAL CHARGES TO DEPOSIT ACCOUNT				\$ 770

Charge \$ 770 to Deposit Account 08-2025. At any time during the pendency of this application, please charge any fees required or credit any over payment to Deposit Account 08-2025 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 08-2025 under 37 CFR 1.16 through 1.21 inclusive, and any other sections in Title 37 of the Code of Federal Regulations that may regulate fees. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Hamilton, Brook, Smith & Reynolds, P.C.

By Mary Lou Wakimura  
Mary Lou Wakimura  
Attorney/Agent for Applicant(s)  
Reg. No. 31,804

Date: 2/13/09

Telephone No.: (978) 341-0036

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: David Arthur James Webb, Jr., James Keller and Derrick M. Meyer

Continuation Application of

Application No.: 09/495,190

Filed: January 31, 2000

For: METHOD AND APPARATUS FOR DETERMINING AVAILABILITY OF A  
QUEUE WHICH ALLOWS RANDOM INSERTION

Date: 2/13/04

EXPRESS MAIL LABEL NO. EV214952660US

REMARKS/CHANGE OF CORRESPONDENCE ADDRESS

Mail Stop PATENT APPLICATION  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The above-captioned application is a continuation of application number 09/495,190 filed on January 31, 2000 to which priority is claimed under 35 U.S.C. §120.

The related applications paragraph has been revised to include a specific reference to the parent application.

The specification has been revised to incorporate amendments entered in the parent application. No new matter has been added.

Claims 1-19, as originally filed in the parent application, have generally been presented herein for examination. A newly executed declaration under 37 C.F.R. 1.63 is not believed to be necessary under 37 C.F.R. 1.63(d) or 1.67(b).

Pursuant to 37 C.F.R. 1.63(d)(4), please note that Notice of Change of Correspondence Address was submitted in parent Application No. 09/495,190. Please send all correspondence in

the above-identified continuation application to: Hewlett-Packard Company, Intellectual Property Administration, P.O. Box 272400, Fort Collins, CO 80527-2400. Please direct all telephone calls to John C. Moran at 970-898-7010.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By Mary Lou Wakimura  
Mary Lou Wakimura  
Registration No. 31,804  
Telephone: (978) 341-0036  
Facsimile: (978) 341-0136

Concord, MA 01742-9133

Dated: 2/13/04